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Lawyers Ask Removal of Nixon As a Defendant

SAN DIEGO, June 2 (AP) —A government attorney and one representing former President Nixon argued today that Nixon should be eliminated as a defendant in a $10 million lawsuit.

The U.S. District Court suit was filed by Peter Bohmer and Paula Tharp, self-described radical activists, against Nixon and 57 other persons. It said Bohmer and Tharp were harassed, intimidated and injured by the government.

Attorney R. Stan Mortensen and assistant U.S. Attorney John Neece argued that a person acting in the official capacity of President of the United States is immune from suits.